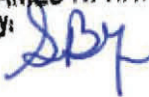


FEB 05 2020

JAMES N. HATTEN, Clerk
By:  Deputy ClerkUNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)
)
Plaintiff,)
)
v.)
)
NATIONAL UROLOGICAL GROUP, INC., et al.,)
)
Defendants,)
)
And)
)
TRUIST BANK,)
)
Garnishee.)

1:04-CV-3294-CAP

APPLICATION FOR WRIT OF CONTINUING GARNISHMENT

The Federal Trade Commission, an independent agency of the United States government, applies in accordance with 28 U.S.C. § 3205(b)(1) to the Clerk of Court for the Northern District of Georgia to issue a Writ of Continuing Garnishment upon the judgment entered against the defendant Jared Wheat, (hereafter referred to as "the Judgment debtor"), whose last known address is:

10304 Papillon Trace

Alpharetta, GA 30022

1. A judgment in the amount of \$40,000,950 plus costs and post-judgment interest at the rate of 1.42% per annum, was entered, jointly and severally, against the Judgment debtor, Hi-Tech Pharmaceuticals, Inc., and Stephen Smith on or about October 31, 2017 (Dkt. No. 969). The judgment balance as of January 14, 2020 is \$39,929,522.07.
2. The Federal Trade Commission demanded payment of the judgment debt from the Judgment debtor not less than 30 days before the date of this application, and the Judgment debtor has failed to satisfy the debt.
3. Based on the information in its possession, the Federal Trade Commission believes that the Garnishee has money, accounts, funds or property of the Judgment debtor in its possession, custody or control, and said property is a nonexempt interest of the Judgment debtor subject to garnishment.

The name and address of the garnishee is:

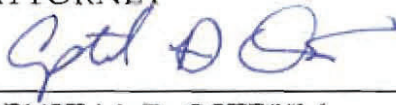
Truist Bank
214 N. Tryon Street
Charlotte, NC, 28202

WHEREFORE, the Federal Trade Commission requests that the clerk issue a Writ of Continuing Garnishment to the garnishee.

Dated this 4th day of February, 2020.

Respectfully submitted,

CRYSTAL D. OSTRUM
ATTORNEY



CRYSTAL D. OSTRUM

costrum@ftc.gov

FEDERAL TRADE COMMISSION

600 Pennsylvania Avenue, NW

Mailstop CC-9528

Washington, DC 20580

Tel.: (202) 326-3405

Fax: (202) 326-3197

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	
)	
NATIONAL UROLOGICAL GROUP, INC., et al.,)	
)	1:04-CV-3294-CAP
Defendants,)	
)	
And)	
)	
TRUIST BANK,)	
)	
Garnishee.)	
)	

WRIT OF CONTINUING GARNISHMENT

TO: Truist Bank
214 N. Tryon Street
Charlotte, NC, 28202

The Federal Trade Commission has filed an Application for Writ of Continuing Garnishment against the property of Jared Wheat, (hereafter referred to as "the Judgment debtor") in accordance with 28 U.S.C. § 3205.

1. A judgment has been entered, jointly and severally, against the Judgment debtor, Hi-Tech Pharmaceuticals, Inc., and Stephen Smith in the amount of \$40,000,950 plus interest at the rate of 1.42%, per annum with a balance of \$39,929,522.07 as of January 14, 2020.

2. You are hereby required to withhold and retain pending further order, any property, funds, accounts, monies, stock, or earnings of the Judgment debtor.

3. You are further required by law to answer in writing, under oath, within ten (10) days after receipt of the Writ, providing the following information: (1) Whether you have any property owned by or due to the Judgment debtor, including funds, accounts, monies, stock, or earnings in your custody, control or possession; (2) A description of the property and the value of the property; (3) A description of any previous garnishment to which such property is subject and the extent to which any remaining property is not exempt; (4) The amount you are holding, owe, or anticipate owing to the Judgment debtor.

4. You must, within ten (10) days of your receipt of this Writ, file the original written answer to this Writ with the Clerk of Court for the Northern District of

Georgia at 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303. Additionally, you are required by law to serve a copy of your answer upon the Judgment debtor, Jared Wheat, 10304 Papillon Trace Alpharetta, GA 30022, and upon Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

5. Under the law, there is property, which may be exempt from garnishment. Property which the court may rule exempt, upon issuance of the Disposition Order or an Agreed Garnishment, is listed on the attached Exemption Claim Form directed to the Judgment debtor.

6. If you fail to answer this Writ or withhold property in accordance with this Writ, the Federal Trade Commission may petition the Court for an order requiring you to appear before the Court.

7. If you fail to appear or do appear and fail to show good cause why you failed to comply with this Writ, the Court may enter a judgment against you for the value of the Judgment debtor's non-exempt property. It is unlawful to pay or deliver to the Judgment debtor any item attached by this Writ.

8. The Court may also award a reasonable attorney's fee against you if the Writ is not answered within the time specified and if the Federal Trade Commission files a petition requiring you to appear.

Date: FEB 05 2020

JAMES N. HATTEN
CLERK OF COURT

NORTHERN DISTRICT OF GEORGIA

By 
DEPUTY CLERK

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	
)	
NATIONAL UROLOGICAL GROUP, INC., et al.,)	1:04-CV-3294-CAP
)	
Defendants,)	
)	
And)	
)	
TRUIST BANK,)	
)	
Garnishee.)	
)	

**CLERK'S NOTICE OF POST-JUDGMENT GARNISHMENT AND
INSTRUCTIONS TO DEFENDANT-JUDGMENT DEBTOR**

You are hereby notified that property in the possession, custody or control of the garnishee including any and all funds, accounts, monies, stock, or earnings of Jared Wheat, (hereafter referred to as "the Judgment debtor") is being taken by the Federal Trade Commission which has a court judgment in Civil Action No. 1:04-CV-3294-CAP, the United States District Court, Northern District of Georgia,

in the sum of \$40,000,950. A judgment balance of \$39,929,522.07 remains outstanding as of January 14, 2020.

In addition, you are hereby notified that there are exemptions under the law, which may apply if you, the Judgment debtor, can demonstrate to the Court that they apply. The attached Notice to Judgment Debtor Regarding Exemptions and Exemption Claim Form summarize the major exemptions.

You have a right to ask the Court to return your property to you if you think you do not owe the money, or that an exemption applies.

If you want a hearing, you must file your objection[s] within twenty (20) days of receipt of the Writ or within twenty (20) days of receipt of the answer of the garnishee. You must file your objection[s] with the Clerk of Court for the Northern District of Georgia at 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303 and reference Civil Action No. 1:04-CV-3294-CAP. You must also send a copy of your objection[s] and Request for Hearing to Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

If you wish, you may use the Request for Hearing Form and the Exemption Claim Form and follow the instructions contained in the Notice to

Judgment Debtor Regarding Exemptions. The hearing will take place when scheduled by the Court in accordance with 28 U.S.C. § 3205(c)(5).

You should explain to the judge why you believe that the taken property is exempt or why you think you do not owe a debt to the Federal Trade Commission; however, please note that the issues to be decided in this action will be limited: (1) To the validity of any claim for exemption; (2) to compliance with any statutory requirements for the issuance of the Writ; and (3) Only if the judgment is by default and only to the extent that the Constitution or any other law of the United States provides a right to review, to: (a) The probable validity of the claim for the judgment debt; and (b) the existence of good cause for setting aside such judgment. The burden is on you to prove the grounds in support of your objection[s] and right to a hearing.

If you live outside the federal judicial district from which the Writ issued, you may request, not later than twenty (20) days after you receive this notice, that this proceeding be transferred by the Court to the federal judicial district in which you reside. You must make your request in writing and deliver it to the Clerk of the Court for the Northern District of Georgia at Northern District of Georgia, 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA

30303. You must also send a copy of your request to Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

Be sure to keep a copy of this packet for your own records. If you have any questions about your rights or about this procedure, you should contact a lawyer or an office of public legal assistance. The Clerk is not permitted to give legal advice, but may be able to refer you to other sources of information.

Date: FEB 05 2020

JAMES N. HATTEN
CLERK OF COURT
NORTHERN DISTRICT OF GEORGIA

By 
DEPUTY CLERK

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

NATIONAL UROLOGICAL GROUP, INC., et al.,

Defendants,

And

TRUIST BANK,

Garnishee.

1:04-CV-3294-CAP

REQUEST FOR HEARING

☐ I hereby request a court hearing. Notice of the hearing should be mailed to me at: _____
(Address) _____

My objection and/or other reason[s] for seeking a hearing is the following: _____

Date: _____

Signature of Judgment Debtor

Judgment Debtor's Printed Name

Judgment Debtor's Address

Judgment Debtor's Telephone No.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

NATIONAL UROLOGICAL GROUP, INC., et al.,

Defendants,

And

TRUIST BANK,

Garnishee.

1:04-CV-3294-CAP

NOTICE TO JUDGMENT DEBTOR
REGARDING EXEMPTIONS

The attached post-judgment process has been issued at the request of the Federal Trade Commission.

The law provides that certain property is exempt and cannot be taken. This Notice lists the applicable exemptions. There is no exemption solely because you are having difficulty paying your debts.

If you claim an exemption, you should (1) fill out the Request for Hearing Form and the Exemption Claim Form and (2) deliver the form to the Clerk of Court for the Northern District of Georgia at Northern District of Georgia, 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303. You must also send a copy of your request to Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580. If you request a hearing, you should come to court ready to explain why your property is exempt, and you should bring any documents which may help you prove your case. If you do not come to court at the designated time and prove that your property is exempt, you may lose some of your rights. It may be helpful to you to seek the advice of an attorney in this matter.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)
)
Plaintiff,)
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v.)
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NATIONAL UROLOGICAL GROUP, INC., et al.,)
)
Defendants,)
)
And)
)
TRUIST BANK,)
)
Garnishee.)

1:04-CV-3294-CAP

EXEMPTION CLAIM FORM

You may claim certain property as exempt. You have to choose between two exemptions schemes. 28 U.S.C. § 3014(a). You may not choose both schemes, and you may not pick and choose between them.

Please note that the descriptions below are summaries of complicated statutes. Also, the list provided includes important exemption claims, but may not include exemptions applicable in unusual situations or to your case. You

should refer to applicable law for complete descriptions of the provisions set out below and for other laws that may apply in your situation.

First Scheme: Federal Bankruptcy Law Exemptions 11 U.S.C. § 522(d):

- (a) \$25,150 of equity in your residence.
11 U.S.C. § 522(d)(1). \$ _____
- (b) \$4,000 of equity in a motor vehicle.
11 U.S.C. § 522(d)(2). \$ _____
- (c) \$13,400 in personal property, household furnishings and apparel, but no single item can have a value greater than \$625. 11 U.S.C. § 522(d)(3). \$ _____
- (d) Jewelry worth up to \$1,700. 11 U.S.C. § 522(d)(4). \$ _____
- (e) Property totaling up to \$1,325 in value, plus up to \$12,575 of any unused amount of the exemption provided in (a), above. 11 U.S.C. § 522(d)(5). \$ _____
- (f) \$2,525 of equity in professional books, implements, or tools of your trade or your dependent's trade.
11 U.S.C. § 522(d)(6). \$ _____
- (g) Any unmaturred life insurance contract owned, other than credit life insurance. 11 U.S.C. § 522(d)(7). \$ _____
- (h) The aggregate value, up to \$13,400, of any accrued dividend or interest under, or loan value of, any

unmatured life insurance contract you own, but only if you are the insured or you are a dependent of the insured. 11 U.S.C. § 522(d)(8).

\$ _____

(i) Professionally prescribed health aids for you or your dependents. 11 U.S.C. § 522(d)(9).

\$ _____

(j) Your right to receive:

- (1) a social security benefit, unemployment compensation, or a local public assistance benefit;
- (2) a veteran's benefit;
- (3) a disability, illness, or unemployment benefit;
- (4) alimony, support, or separate maintenance to the extent reasonably necessary for the support of the debtor and any dependent of the debtor;
- (5) a payment under a stock bonus, pension, profitsharing, annuity, or similar plan or contract on account of illness, disability, death, age, or length of service, to the extent reasonably necessary for the support of the debtor and the debtor's dependents unless certain exceptions apply. 11 U.S.C. § 522(d)(10).

\$ _____

(k) Your right to receive, or property that is traceable to:

- (1) an award under a crime victim's reparation law;
- (2) a payment on account of the wrongful death of a person you were dependent on;
- (3) a payment from a life insurance policy for someone you were dependent on;
- (4) a payment not to exceed \$25,150 for personal injury suffered by you or someone you

were dependent on;

(5) a payment in compensation for lost earnings by the debtor or someone the debtor is dependent on.

11 U.S.C. § 522(d)(11).

\$ _____

(l) Retirement funds to the extent they are exempt under certain sections of the Internal Revenue Code. 11 U.S.C. § 522(d)(12).

\$ _____

Second Scheme: Combination of Federal and State Exemptions

You may choose from both Federal (Part I) and State (Part II) exemptions in this scheme, *see* 28 U.S.C. § 3014(a)(2).

Part I: Federal Law Exemptions:

(a) Veterans' benefits. 38 U.S.C. § 3101.

\$ _____

(b) Social Security benefits and Supplemental Security income. 42 U.S.C. § 407.

(c) Members of armed services. 10 U.S.C. § 1440, 38 U.S.C. § 562.

\$ _____

(d) Federal civil service retirement benefits. 5 U.S.C. § 8346 and 22 U.S.C. § 4060(c).

\$ _____

(e) Annuities to survivors of federal judges. 28 U.S.C. § 376(n).

\$ _____

(f) Longshoremen and Harborworkers Compensation Act. 33 U.S.C. § 916.

\$ _____

(g) Black lung benefits. 30 U.S.C. §§ 931(b)(2)(F) and 932(a).

\$ _____

(h) Seaman's, master's or fisherman's wages, except for child support or spousal support and maintenance. 46 U.S.C. §§ 1108-1109(a-c).

Note: Exemptions listed under (a) through (h) above may not be applicable in child support and alimony cases. 42 U.S.C. § 659.

\$ _____

(i) Railroad retirement, pension, unemployment benefits. 45 U.S.C. §§ 231(m), 352(e).

\$ _____

(j) Compensation for war risk hazard. 42 U.S.C. § 1717.

\$ _____

Part II: State Law Exemptions:

(a) Alimony, Support and Separate Maintenance. Exempt to the extent necessary for the debtor's and dependents' support. Ga. Code Ann. § 44-13-100(a)(2)(D).

\$ _____

(b) Claims for Negligence or Tortious Conduct. Debtor may exempt compensation for wrongful death to the extent necessary for support; loss of future earnings to the extent necessary for support; and up to \$10,000 in personal injury payments. Ga. Code Ann. § 44-13-100(a)(11)(B), (C), (D) and (E).

\$ _____

(c) Crime Victims' Compensation.

Ga. Code Ann. § 44-13-100(a)(11)(A), § 17-15-8.

\$ _____

(d) Fraternal Benefit Society Benefits.

Ga. Code Ann. § 33-15-62.

\$ _____

(e) Homestead or Residential Property. Debtor may exempt \$21,500 [\$43,000 if debtor is one of two spouses] in any property that the debtor or a dependent uses as a residence OR in a burial plot. Ga. Code Ann. § 44-13-100(a)(1). \$ _____

(f) Insurance Benefits. Debtor may exempt unmatured life insurance contracts other than credit life insurance and up to \$2,000 in dividends, interest or loan value of an unmatured life insurance contract if the debtor or a dependent is the insured; life insurance payments are exempt to the extent necessary for the debtor's support; debtor may further exempt up to \$250 in monthly income benefits and all other proceeds of accident and sickness policies, including group or blanket policies and disability benefits provided under life insurance policies. Ga. Code Ann. §§ 33-29-15, 33-30-10, and 44-13-100(a)(8) and (9). \$ _____

(g) Motor Vehicles. Debtor may exempt up to \$5,000 in all motor vehicles. Ga. Const. art. 1, § 1, ¶ 26; Ga. Code Ann. § 44-13-100(a)(3). \$ _____

(h) Pension and Retirement Benefits. Social security benefits are completely exempt but pension and annuity payments are only exempt to the extent necessary for the debtor's and dependents' support; debtor's interest in an employee retirement plan is exempt prior to distribution; moneys paid into or out of the assets and income of an authorized health savings account or medical savings account are exempt. Ga. Code Ann. §§ 44-13-100(a)(2)(A), (E), (G); 47-2-332 and exemption statutes noted thereafter. \$ _____

(i) Personal Property. Debtor may exempt \$5,000 in household goods, clothing, appliances, books, animals, crops or musical instruments but no item worth more than \$300; professionally prescribed health aids; \$500 in jewelry and \$1,200 in any item plus unused homestead exemption. Ga. Code Ann. § 44-13-100(a)(4), (5), (6) and (10). \$ _____

(j) Public Assistance. Ga. Code Ann. §§ 44-13-100(a)(2)(A), 49-4-35, -58 and -84. \$ _____

(k) Trade Implements. Exempt up to \$1,500. Ga. Code Ann. § 44-13-100(a)(7). \$ _____

(l) Unemployment Compensation. Ga. Code Ann. §§ 34-8-252 and 44-13-100(a)(2)(A). \$ _____

(m) Veterans' Benefits. Ga. Code Ann. § 44-13-100(a)(2)(B). \$ _____

(n) Wages. Debtor may exempt the greater of 75% of his disposable earnings for the week or 30 times the federal minimum hourly wage per week; salaries of officials and employees of state and its subdivisions are subject to garnishment except when the judgment serving as basis for the garnishment arises out of liability incurred in the scope of government employment while responding to an emergency. Ga. Code Ann. §§ 18-4-20 and -21. \$ _____

(o) Workers' Compensation. Ga. Code Ann. § 34-9-84. \$ _____

The statements made in this claim of exemptions and request for hearing are listed at fair market value of the property and I declare under penalty of perjury that they are true and correct.

Signature of Defendant

Defendant's printed or typed name

Date

Defendant's Address

Defendant's Telephone Number

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)
)
Plaintiff,)
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v.)
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NATIONAL UROLOGICAL GROUP, INC., et al.,)
)
Defendants,)
)
And)
)
TRUIST BANK,)
)
Garnishee.)

1:04-CV-3294-CAP

TO: Truist Bank
214 N. Tryon Street
Charlotte, NC, 28202

INSTRUCTIONS TO THE GARNISHEE

PLEASE READ THESE INSTRUCTIONS CAREFULLY. THIS
GARNISHMENT IS ISSUED PURSUANT TO FEDERAL LAW AND
MAY BE DIFFERENT FROM STATE GARNISHMENTS.

Attached is a Writ of Continuing Garnishment instructing you to provide the following information, in writing, under oath, within ten (10) days of receipt of the Writ:

- (1) Whether you have in your possession, custody or control any of the property of the Judgment debtor, including funds, accounts, monies, stock, or earnings of the Judgment debtor;
- (2) A description of such property and the value of the property; and
- (3) A description of any previous garnishment to which such property is subject and the extent to which any remaining property is not exempt.

You are required by law to file an Answer to the Writ within ten (10) days of your receipt of the Writ with the Clerk of Court for the Northern District of Georgia at Northern District of Georgia, 2211 United States Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303. You may complete the attached form entitled "ANSWER OF THE GARNISHEE FORM" and use it as your written answer to the Writ.

You must also serve a copy of your answer on the Judgment debtor, Jared Wheat, 10304 Papillon Trace, Alpharetta, GA 30022, Norcross, GA 30071 and upon Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

You are required to withhold and retain any property in which the Judgment debtor has, or may in the future have a substantial non-exempt interest, until the Court's Entry of the Final Disposition Order which will direct you as to payment of the withheld and retained funds and will provide further instructions as to future payments.

1. AMOUNT GARNISHED. All money, accounts, funds or property of the Judgment debtor to the extent of judgment in the amount of \$40,000,950 plus cost and post-judgment interest at the rate of 1.42% per annum, since October 31, 2017 with a balance of \$39,929,522.07.
2. Mail remittances payable by check or money order **upon entry of the Court's Final Disposition Order in Continuing Garnishment** to:

Clerk of Court
Northern District of Georgia
2211 United States Courthouse
75 Ted Turner Drive, SW
Atlanta, GA 30303

Indicate on each remittance the name of the Judgment debtor, Jared Wheat, and the case number, 1:04-CV-3294-CAP, so that proper credit will be given.

3. This is a continuing garnishment. The garnishment can only be terminated by satisfaction of the full amount of the debt, a court order, or exhaustion of the property held by you. This garnishment remains in effect as to any

property, funds, accounts, monies, stock, or earnings of the Judgment debtor that may be deposited with you or transferred to you on behalf of the Judgment debtor at any future date until payment of the full amount of the debt or until termination by court order.

The attached Writ or Disposition Order was obtained by the Federal Trade Commission, pursuant to the Federal Debt Collection Procedures Act, 28 U.S.C. § 3205. If you fail to answer the Writ or fail to withhold property in accordance with the Writ, the Federal Trade Commission may petition the Court for an Order requiring you to appear before the Court to answer the Writ and to so withhold property before the appearance date. The procedures established under 31 C.F.R. Part 212 for identifying and protecting federal benefits deposited to accounts at financial institutions DO NOT apply to this garnishment order. The garnishee should comply with the terms of this writ and the disposition order, including instructions for withholding, retaining or turning over any funds deposited to any account(s), pending further order of the court.

If you fail to appear, or you appear and fail to show good cause why you failed to comply with the Writ, the court will enter judgment against you for the value of the Judgment debtor's nonexempt interest in such property (including nonexempt disposable earnings).

The Court may also award a reasonable attorney's fee to the Federal Trade Commission and against you if the writ is not answered within the time

specified herein and if the Federal Trade Commission files a petition requiring you to appear.

If you have any additional questions, please call Crystal D. Ostrum at telephone number 202-326-3405.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FEDERAL TRADE COMMISSION,)
)
Plaintiff,)
)
v.)
)
NATIONAL UROLOGICAL GROUP, INC., et al.,)
)
Defendants,)
)
And)
)
TRUIST BANK,)
)
Garnishee.)
_____)

1:04-CV-3294-CAP

ANSWER OF THE GARNISHEE FORM

I, _____ (Declarant), as the

(Title of Declarant) of Garnishee,

(Garnishee's official name)

BEING DULY SWORN DEPOSE AND SAY:

1. Choose one as applicable:

☐ GARNISHEE IS AN INDIVIDUAL

Garnishee is or was doing business in name of _____

☐ GARNISHEE IS A PARTNERSHIP OR TRUST.

Declarant is the _____ (Title) of a partnership or trust known as _____ which is registered in the State of _____.

☐ GARNISHEE IS A GOVERNMENTAL ENTITY.

Declarant is the _____ (title of declarant) of the _____ (official name of government entity) with a principal office located at _____.

☐ GARNISHEE IS A CORPORATION.

Declarant is the _____ (title of declarant) of the _____ (corporation name), which is organized under the laws of the State of _____.

2. The Garnishee may be contacted through the following individual, at the following telephone number(s), and with the following identifying information:

3. On the ____ day of _____, 20__, Garnishee was served with the Writ of Continuing Garnishment.

4. Declarant states the following regarding the subject of the Writ:

Yes No

____ The Garnishee has custody, control or possession of the following property in which the Judgment debtor maintains an interest, including funds, accounts, monies, stock, or earnings of the Judgment debtor, as described below:

	Description of Property	Approximate Value	Description of Debtor's Interest of Property
(1)	_____	_____	_____
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____

5. Declarant states the following regarding whether there is any other garnishment currently in effect as to the property. If the answer is yes, the declarant describes the other action below.

Yes No

6. Garnishee anticipates owing to the Judgment debtor in the future, the following property including funds, accounts, monies, stock, or earnings of the Judgment debtor:

Yes No

— —

	<u>Amount</u>	<u>Estimate Date or Period Due</u>
(1)	\$ _____	_____
(2)	\$ _____	_____
(3)	\$ _____	_____
(4)	\$ _____	_____

7. Check the applicable line below if you DENY that you hold property subject to this order of garnishment.

_____ The Garnishee has the following objections, defenses, or set-offs to the Federal Trade Commission's right to the claimed property of the Judgment debtor:

_____ The Judgment debtor has account(s) at this institution. However, the account(s) currently contain no assets. The Garnishee, _____, will forward assets as they become available in the account(s).

_____ The Garnishee is in no manner and upon no account indebted or under liability to the Judgment debtor, and the Garnishee does not have in Garnishee's possession or control any property belonging to

the Judgment debtor, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action for the following reasons(s): _____

8. Garnishee delivered the Answer to the Clerk of Court for the Northern District of Georgia at: 2211 United States, Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303. The Garnishee mailed a copy of this Answer by first-class mail to the Judgment debtor, Jared Wheat, 10304 Papillon Trace, Alpharetta, GA 30022 and to Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

Representative of Garnishee

(Title)

(Address)

(Telephone Number)

Subscribed and sworn before
me this ____ day of _____ 20__.
Notary Public

(SEAL)

My Commission expires:

ATTACHMENT TO ANSWER OF GARNISHEE

The Original Answer (and checks or money order **upon entry of the Court's Final Disposition Order**) must be mailed to:

Clerk of Court, Northern District of Georgia
2211 United States Courthouse
75 Ted Turner Drive, SW
Atlanta, GA 30303

A copy of the answer must also be delivered to:

Federal Trade Commission
600 Pennsylvania Avenue, NW
Mailstop CC-9528
Washington, DC 20580
Attn: Crystal D. Ostrum

A copy of the answer must be sent to the Judgment debtor:

Jared Wheat
10304 Papillon Trace
Alpharetta, GA 30022